

MEMORANDUM

Agenda Item No. 11(A)(3)

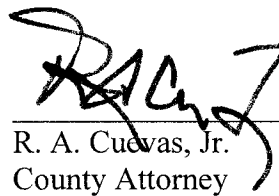
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: October 2, 2007

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution relating to
regulating crane operations and
safety

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/jls

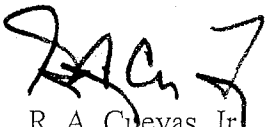


MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: October 2, 2007

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A)(3)

Please note any items checked.

_____ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

_____ 6 weeks required between first reading and public hearing

_____ 4 weeks notification to municipal officials required prior to public hearing

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Bid waiver requiring County Manager's written recommendation

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 11(A) (3)

10-02-07

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO
PASS LEGISLATION REGULATING CRANE OPERATIONS
AND SAFETY THAT INCLUDES THE SAME LEVEL OF
CRANE SAFETY THAT IS FOUND IN THE PROPOSED
MIAMI-DADE COUNTY ORDINANCE

WHEREAS, Miami-Dade County, along with many other areas of the State of Florida, is
in the midst of an unprecedented construction boom; and

WHEREAS, there are more than 100 major projects under construction in the
Miami-Dade County metropolitan area utilizing heavy hoisting equipment such as tower cranes;
and

WHEREAS, the construction boom and extensive use of cranes and other heavy hoisting
equipment have resulted in an increased number of tragic accidents and fatalities; and

WHEREAS, there are currently fifteen (15) states and six (6) cities around the country
that have laws governing crane operations and safety; and

WHEREAS, a number of responsible equipment owners/manufacture's representatives,
operators, and other members of the construction industry have served on the Miami-Dade
County Crane and Heavy Equipment Advisory Committee (the "Committee"), in an effort to
enhance crane safety regulations; and

WHEREAS, a proposed ordinance based on the Committee's recommendations
currently is pending before this Board that, if adopted, would regulate crane operations and
safety in Miami-Dade County; and

WHEREAS, the Florida Legislature considered legislation during the 2007 session, SB 2068 and HB 1347, that would have regulated crane operations and safety statewide, but the legislation did not pass; and

WHEREAS, the adoption of state legislation regulating crane operations and safety that consists of safety standards no less than the standards found in the Miami-Dade County ordinance would enhance crane safety across the State of Florida,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to pass legislation regulating crane operations and safety that imposes the same level of crane safety statewide that is found in the Miami-Dade County ordinance.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the issues identified in section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2008 state legislative package.

The foregoing resolution was sponsored by Commissioner Audrey M. Edmonson and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman thereupon declared the resolution duly passed and adopted this 2nd day of October, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JMM

Jess M. McCarty